



United States
Department of
Agriculture

Food and
Nutrition
Service

3101 Park
Center Drive

Alexandria, VA
22302-1500

DATE: October 2, 2006

SUBJECT: Notification that Profera Inc., produced a pepperoni cheese pizza with whole grain in violation of the Child Nutrition (CN) Labeling Program

TO: Regional Directors
Special Nutrition Programs
All Regions

A recent inquiry brought to our attention the inappropriate use of a CN label on a Pepperoni Cheese Pizza with Whole Grain product produced by Profera Inc. This company has produced the CN labeled product without approval for the label or formula. The following course of action, as supported by the regulations, will be taken against Profera Inc., establishment 4007: the label for the Pepperoni Cheese Pizza with Whole Grain, CN ID number 066074, is barred from use as a CN label because it has not been approved by the Food and Nutrition Service (FNS) and we have no record of approval by the Food Safety and Inspection Service's (FSIS) Labeling and Consumer Protection Staff.

If the company wishes to produce the above product as a CN labeled product, they must submit a new label application with a new CN identification number for final approval by FNS and approval by FSIS. The Food Safety and Inspection Service has been notified and may take further action against the company.

Please notify State agencies about the action in regard to this label and that any product received with CN label number 066074, was not produced with an approved label and therefore does not carry an FNS warranty for use in CN Programs. Please contact the CN labeling staff at 703-305-2609, if you have questions about this action.

Sincerely,

A handwritten signature in dark ink, appearing to read "Stanley C. Garnett". The signature is fluid and cursive, with the first name "Stanley" being more prominent.

STANLEY C. GARNETT
Director
Child Nutrition Division